

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit 2618

In re application of:
Geoffrey B. Rhoads

Confirmation No. 9755

Application No.: 09/758,532

Filed: January 10, 2001

For: DATA ENTRY METHOD AND
SYSTEM

Examiner: S. Nguyen

VIA ELECTRONIC FILING

Date: September 21, 2006



***Application Scheduled to Issue as Patent
7,117,005 on October 3, 2006***

Petition to Withdraw From Issue Under 37 CFR 1.313(c)(2)

Mail Stop 313(c)
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant respectfully petitions to have the above-identified application withdrawn from issue under 37 CFR 1.313(c)(2). A Request for Continued Examination (RCE), an Amendment, and a Revised Application Data Sheet are filed concurrently herewith.

The specification of this application reads (per January 2004 Amendment), "*This application is a continuation-in-part of copending application 09/543,125, filed April 5, 2000, which claims priority to provisional patent application 60/163,332, filed November 3, 1999.*"

Undersigned yesterday noted that priority application 09/543,125 does not share an inventor in common with the present application. Accordingly, it appears the priority chain back to the provisional priority application is broken.

In the Amendment Accompanying RCE, and in the Revised Application Data Sheet, applicant has provided a different priority claim to redress this issue.

We understand that the present application is set to issue on October 3, 2006. Accordingly, we are filing this petition to withdraw the subject application from issue to allow time for consideration of the accompanying paperwork.

Please charge the petition fee under 37 CFR 1.17 to our Account No. 50-1071. Please charge any additional fees associated with this Petition, including the RCE fee, to the same account.

The undersigned can be reached at 503-469-4621 if there are any questions associated with this Petition.

Respectfully submitted,

Date: September 21, 2006

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